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13281 U.S. PTO

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| <b>UTILITY<br/>PATENT APPLICATION<br/>TRANSMITTAL</b><br><i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i>   |  | Attorney Docket No. 509582001000   |  |
|   |  | First Inventor David H. MCDANIEL   |  |
|   |  | Title PHOTOMODULATION METHODS AND DEVICES<br>FOR REGULATING CELL PROLIFERATION AND<br>GENE EXPRESSION  |  |
|   |  | Express Mail Label No.   |  |
| <b>APPLICATION ELEMENTS</b><br>See MPEP chapter 600 concerning utility patent application contents.   |  | <b>ADDRESS TO:</b><br>Box Patent Application<br>Commissioner for Patents<br>2011 South Clark Place<br>Room 1B03, Crystal Plaza 2<br>Arlington, Virginia, 22202 |  |
| 1. <input type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17)<br><i>(Submit an original, and a duplicate for fee processing)</i>   |  | 7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or<br>Computer Program <i>(Appendix)</i>  |  |
| 2. <input type="checkbox"/> Applicant claims small entity status.<br>See 37 CFR 1.27.   |  | 8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission<br><i>(if applicable, all necessary)</i>  |  |
| 3. <input checked="" type="checkbox"/> Specification [Total Pages 15]<br><i>(preferred arrangement set forth below)</i> <ul style="list-style-type: none"><li>- Descriptive title of the invention</li><li>- Cross Reference to Related Applications</li><li>- Statement Regarding Fed sponsored R &amp; D</li><li>- Reference to sequence listing, a table,<br/>or a computer program listing appendix</li><li>- Background of the invention</li><li>- Brief Summary of the Invention</li><li>- Brief Description of the Drawings <i>(if filed)</i></li><li>- Detailed Description</li><li>- Claim(s)</li><li>- Abstract of the Disclosure</li></ul> |  | a. <input type="checkbox"/> Computer Readable Form (CRF)   |  |
| 4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 96]   |  | b. Specification Sequence Listing on:<br>i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper                          |  |
| 5. Oath or Declaration [Total Pages]<br>a. <input checked="" type="checkbox"/> Newly executed (original or copy)  |  | c. <input type="checkbox"/> Statements verifying identity of above copies  |  |
| b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d))<br><i>(for continuation/divisional with Box 18 completed)</i>  |  | <b>ACCOMPANYING APPLICATIONS PARTS</b>   |  |
| i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b><br>Signed statement attached deleting<br>inventor(s) named in the prior application,<br>see 37 CFR 1.63(d)(2) and 1.33(b).   |  | 9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))  |  |
| 6. <input checked="" type="checkbox"/> Application Data Sheet. See 37 CFR 1.76  |  | 10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of<br><i>(when there is an assignee)</i> Attorney                         |  |
| 18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application<br>Data Sheet under 37 CFR 1.76:<br><input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No.:<br>Prior application information: Examiner Group / Art Unit:  |  | 11. <input type="checkbox"/> English Translation Document <i>(if applicable)</i>   |  |
| For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied<br>under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by<br>reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.  |  | 12. <input type="checkbox"/> Information Disclosure<br>Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS<br>Citations                            |  |
| <b>19. CORRESPONDENCE ADDRESS</b>   |  | 13. <input type="checkbox"/> Preliminary Amendment   |  |
| <input checked="" type="checkbox"/> Customer Number or Bar Code Label   |  | 14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503)<br><i>(Should be specifically itemized)</i>   |  |
| 25227   |  | 15. <input type="checkbox"/> Certified Copy of Priority Document(s)<br><i>(if foreign priority is claimed)</i>   |  |
| Name Wayne C. Jaeschke, Jr.   |  | 16. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i).<br>Applicant must attach form PTO/SB/35 or its equivalent.               |  |
| Address 1650 Tysons Boulevard, Suite 300  |  | 17. <input type="checkbox"/> Other:  |  |
| City McLean State VA Zip Code 22102   |  |  |  |
| Country Telephone (703) 760-7756 Fax (703) 760-7777   |  |  |  |
| Name (Print/Type) Wayne C. Jaeschke, Jr.  |  | Registration No. (Attorney/Agent) 38,503   |  |
| Signature   |  | Date April 9, 2004   |  |

I hereby certify that this correspondence is being hand delivered to: Commissioner for Patents, 2011 South Clark Place, Room 1B03,  
Crystal Plaza 2, Arlington, Virginia, 22202, on the date shown below.

Dated: April 9, 2004 Signature: (Geraldine Maddox)